



The City of West University Place

A Neighborhood City

CITY COUNCIL

Susan Sample, Mayor
Wayne J. Franklin, Mayor Pro Tem
Bob Higley, Councilmember
Kellye Burke, Councilmember Mardi
Turner, Councilmember

STAFF

M. Chris Peifer, City Manager
Alan Petrov, City Attorney
Thelma Gilliam, City Secretary

CITY COUNCIL ACTION MINUTES

The City Council of the City of West University Place, Texas, met in regular session on **Monday, May 14, 2018**, in the Municipal Building, 3800 University, West University Place, Texas beginning at approximately **6:00 p.m.**

Agenda was as follows:

Called Meeting to Order. Mayor Sample called the Regular Meeting to order at approximately 6:39 p.m. Council and Staff in attendance were: Mayor Pro Tem Franklin, Councilmembers Burke and Higley, City Manager Peifer, City Attorney Petrov, City Secretary Gilliam, Assistant City Manager/Public Works Director Beach, Fiscal Services Officer Steubing, Patrol Sergeant Olive, Parks and Recreation Director White, Human Resources Director Urban, Building Official Chew, Fire Chief Taylor, and Fire Marshal Novak. Councilmember Turner was absent.

Pledge of Allegiance: Jackson Herrscher, Boy Scout Troop 1226, led the Pledge.

Notice of Meeting: City Secretary Gilliam confirmed that the notice of the meeting was duly posted in accordance with the Texas Government Code, Chapter 551.

Regular Meeting Agenda items were as follows:

1. Public Comments

This was an opportunity for citizens to speak to Council relating to agenda and non-agenda items.

- Robert Grossman, 4103 Ruskin, spoke regarding the AT&T facility.
- Alida Drewes, 6112 Fordham, spoke regarding various issues.

2. Jennie Elizabeth Hughes Park

Matters related to awarding a contract for the Jennie Elizabeth Hughes Park Construction, approval of Friends expenditure for project funding, and variance allowance for items located in the front yard setback. *Recommended Action: Discuss and take any desired action. Ms. Susan White, Parks and Recreation Director*

After a presentation by Parks and Recreation Director White, comments were received from the following residents:

- **Melissa Pifko**, 2812 Nottingham, supported the shade structure.
- **Lynn Old**, 6422 Sewanee, supported the shade structure.
- **Dick Yehle**, 6401 Rutgers, opposed the brick wall.
- **Mark Prescott**, 2907 Nottingham, spoke on behalf of the Friends of West U Parks and said the Board voted unanimously to support the full funding request for the park and also said there was unanimous support for the shade structure.
- **Doug Friedman**, 6440 Sewanee, spoke to support the masonry wall at least on the north side of the park and to request that the bike rack be moved to Pittsburg.

After discussion, Councilmember Higley moved to approve a construction option and authorize the city manager to enter into a formal agreement with Landscape Art, Inc. for the construction of Hughes Park for the amount of the options selected, approve the Friends funding expenditure as required by Ordinance for the remaining project expenses based on the construction option selected, and allow for a variance to the existing zoning regulations for the perimeter fence, brick steps, brick columns, and porch structure to be located in the front yard (setback). Councilmember Higley noted that the options mentioned in the motion were (1) the front porch and (2) the brick fences. **MOTION DIED DUE TO LACK OF A SECOND.**

Councilmember Burke moved to follow the staff and committee recommendations to approve a construction option and authorize the City Manager to enter a formal agreement with Landscape Art for the construction of Hughes Park for the base amount of \$280,136, plus \$56,529 for the addition of the shade structure; approve the Friends funding expenditure as required by Ordinance for the remaining project expenses based on the construction option selected (base amount plus shade structure); and, allow for a variance to the existing zoning regulations for the perimeter fence, brick steps, brick columns, and porch structure to be located in the front yard (setback). Mayor Pro Tem Franklin seconded the motion. **MOTION PASSED.**

Ayes: Sample, Franklin, Burke
Noes: Higley
Absent: Turner

3. Charter Review Committee (Possible Executive Session)

Matters related to discussing the Charter Review Committee and possibly appointing members. *Recommended Action: Discuss and take any desired action. Mr. M. Chris Peifer, City Manager*

At 7:30 p.m., Councilmember Higley moved to convene into Executive Session pursuant to Chapter 551 of the Texas Government Code for reasons related to Section 551.074 (personnel matters). Mayor Pro Tem Franklin seconded the motion. **MOTION PASSED.**

Ayes: Sample, Franklin, Burke, Higley
Noes: None
Absent: Turner

At 8:05 p.m. Mayor Sample closed the executive session and reconvened the regular session.

4. Construction Code Updates

Matters related to updating the International Code Council (ICC) construction codes to the 2018 Edition including but not limited to the building, plumbing, fuel gas, mechanical, etc., 2017 National Electric Code and local amendments. *Recommended Action: Discuss and take any desired action. Mr. Dave Beach, Assistant City Manager/Public Works Director and Mr. Clay Chew, Building Official*

After discussion, assistant City Manager/Public Works Director Beach said that staff and the Building and Standards Commission recommend that City Council adopt the 2018 International Code (ICC), 2017 National Electrical Code (NEC) and local amendments, which amends Appendix C, Technical Codes Schedule of the Code of Ordinances on the first of two readings.

Councilmember Higley moved to approve the recommendation by staff and the BSC. Councilmember Burke seconded the motion. **MOTION PASSED.**

Ayes: Sample, Franklin, Burke, Higley
Noes: None
Absent: Turner

5. Lowest Floor Elevation

Matters related to lowest floor elevation. *Recommended Action:* Discuss and take any desired action. **Mr. Dave Beach, Assistant City Manager/Public Works Director and Mr. Clay Chew, Building Official**

After discussion, Assistant City Manager/Public Works Director Beach stated that the Building and Standards Commission and staff recommend the City Council approve the ordinance amending Chapter 18, Article IX, Section 18-275 and Appendix C Technical Code Schedule of the Code of Ordinance on the first of two readings.

Councilmember Higley moved to approve the recommendation by staff and the BSC. Councilmember Burke seconded the motion. **MOTION PASSED.**

Ayes: Sample, Franklin, Burke, Higley
Noes: None
Absent: Turner

6. Limitation of Fill

Matters related to limiting the amount of fill on lots for new construction. *Recommended Action:* Discuss and take any desired action. **Mr. Dave Beach, Assistant City Manager/Public Works Director and Mr. Clay Chew, Chief Building Official**

After discussion, the Assistant City Manager/Public Works Director stated that the Building and Standards Commission and staff recommend that City Council approve the ordinance amending Chapter 18, Article II, Section 18-56 of the Code of Ordinances on the first of two readings.

Councilmember Higley moved to approve the recommendation by staff and the BSC. Mayor Pro Tem Franklin seconded the motion. **MOTION PASSED.**

Ayes: Sample, Franklin, Burke, Higley
Noes: None
Absent: Turner

7. Fence Regulations

Matters related to requiring a rot board and fence height measurement. *Recommended Action:* Discuss and take any desired action. **Mr. Dave Beach, Assistant City Manager/Public Works Director and Mr. Clay Chew, Chief Building Official**

After discussion, the Assistant City Manager/Public Works Director stated that The Building and Standards Commission and staff recommend that City Council approve the ordinance amending Chapter 18, Article VII, Section 18-200 of the Code of Ordinance on the first of two readings.

Councilmember Higley moved to approve the recommendation by staff and the BSC. Councilmember Burke seconded the motion. **MOTION PASSED.**

Ayes: Sample, Franklin, Burke, Higley
Noes: None
Absent: Turner

8. Consent Agenda

All Consent Agenda items listed are considered to be routine by the City Council and will be enacted by one motion. There will be no separate discussion of these items unless a Council member requests in which event the item will be removed from the Consent Agenda and considered in its normal sequence on the agenda.

A. City Council Minutes

Approve City Council Action Minutes of April 23, 2018. *Recommended Action: Approve Minutes. Ms. Thelma Gilliam, City Secretary*

B. Award Bid for Debris Monitoring Services

Matters related to awarding the bid for debris monitoring services. *Recommended Action: Award bid. Mr. Dave Beach, Assistant City Manager/Public Works Director and Mr. Aaron Taylor, Fire Chief* [See Agenda Memo 9B]

C. Award Bid for Debris Hauling Services

Matters related to awarding the bid for debris hauling services. *Recommended Action: Award bid. Mr. Dave Beach, Assistant City Manager/Public Works Director and Mr. Aaron Taylor, Fire Chief*

D. Award Bid for Grant Management

Matters related to awarding bid for grant management services. *Recommended Action: Award bid. Mr. Aaron Taylor, Fire Chief*

E. Ordinance Increasing Water Rates

Matters related to approval of an ordinance increasing wastewater rates as recommended by the City's consultant on the second and final reading. *Recommended Action: Approve ordinance increasing water rates as recommended by the City's consultants on the second and final reading. Ms. Marie Kalka, Finance Director*

Councilmember Higley moved to approve the Consent Agenda as presented. Councilmember Burke seconded the motion. **MOTION PASSED.**

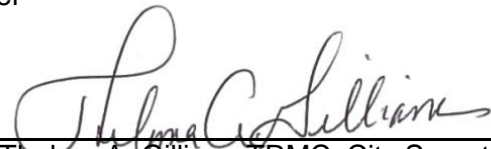
Ayes: Sample, Franklin, Burke, Higley
Noes: None
Absent: Turner

9. Adjourn

With no other matters before Council, Councilmember Higley moved to adjourn the meeting at approximately 8:25 p.m. Councilmember Burke seconded the motion. **MOTION PASSED.**

Ayes: Sample, Franklin, Burke, Higley
Noes: None
Absent: Turner

Prepared by:


Thelma A. Gilliam, TRMC, City Secretary

May 21, 2018
Council Approval Date